

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

NEW JERSEY CARPENTERS HEALTH  
FUND and BOILERMAKER BLACKSMITH  
NATIONAL PENSION TRUST, on Behalf of  
Themselves and All Others Similarly Situated,

Plaintiffs,

v.

STRUCTURED ASSET MORTGAGE  
INVESTMENTS II, INC., et al.,

Defendants.

Case No.: No. 08-CV-8093 (LTS)

**ECF CASE**

SUPPLEMENTAL DECLARATION OF  
CHRISTOPHER LOMETTI IN  
FURTHER SUPPORT

Courtroom: 17C

Judge: Hon. Laura Taylor Swain

PENSION TRUST FUND FOR OPERATING  
ENGINEERS, Individually and on Behalf of  
All Others Similarly Situated,

Plaintiff,

v.

STRUCTURED ASSET MORTGAGE  
INVESTMENTS II, INC., et al.,

Defendants.

Case No.: 09-CV-6172 (LTS)

**ECF CASE**

I, Christopher Lometti, an attorney duly admitted to practice law before the courts of the State of New York and this Court, declare, under the penalty of perjury, as follows:

1. I am Of Counsel to the law firm Cohen Milstein Sellers & Toll PLLC (“Cohen Milstein”). I am fully familiar with all the facts and circumstances herein. I submit this Supplemental Declaration in further support of the motions of the Public Employees’ Retirement System of Mississippi, New Jersey Carpenters Health Fund and the Boilermaker Blacksmith National Pension Trust’s for appointment of co-lead plaintiff and approval of their selection of co-lead counsel.

2. Annexed hereto as **Exhibit A** is a true and correct copy of the complaint filed in the action *Pension Trust Fund for Operating Engineers v. Structured Asset Mortgage Investments II Inc., et al*, Docket No. 09-cv-6172-LTS (S.D.N.Y.) on July 9, 2009.

Dated: New York, New York  
December 10, 2009

\_\_\_\_\_  
/s/ Christopher Lometti  
Christopher Lometti

**CERTIFICATE OF SERVICE**

I, Daniel B. Rehns, counsel for the Plaintiff, hereby certify that on December 10, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses of all counsel of record.

/s/ Daniel B. Rehns  
Daniel B. Rehns